

Notice of Allowability

Application No.

10/758,332

Examiner

Sajous Wesner

Applicant(s)

NICHOGLI ET AL.

Art Unit

2628

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address--

All claims being allowable, PROSECUTION ON THE MERITS IS (OR REMAINS) CLOSED in this application. If not included herewith (or previously mailed), a Notice of Allowance (PTOL-85) or other appropriate communication will be mailed in due course. **THIS NOTICE OF ALLOWABILITY IS NOT A GRANT OF PATENT RIGHTS.** This application is subject to withdrawal from issue at the initiative of the Office or upon petition by the applicant. See 37 CFR 1.313 and MPEP 1308.

1. ☒ This communication is responsive to the amendment and response dated 10/08/2007.
2. ☒ The allowed claim(s) is/are 1-25.
3. ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
 - a) ☐ All b) ☐ Some* c) ☐ None of the:
 1. ☐ Certified copies of the priority documents have been received.
 2. ☐ Certified copies of the priority documents have been received in Application No. _____.
 3. ☐ Copies of the certified copies of the priority documents have been received in this national stage application from the International Bureau (PCT Rule 17.2(a)).

* Certified copies not received: _____.

Applicant has THREE MONTHS FROM THE "MAILING DATE" of this communication to file a reply complying with the requirements noted below. Failure to timely comply will result in ABANDONMENT of this application.

THIS THREE-MONTH PERIOD IS NOT EXTENDABLE.

4. ☐ A SUBSTITUTE OATH OR DECLARATION must be submitted. Note the attached EXAMINER'S AMENDMENT or NOTICE OF INFORMAL PATENT APPLICATION (PTO-152) which gives reason(s) why the oath or declaration is deficient.
 5. ☐ CORRECTED DRAWINGS (as "replacement sheets") must be submitted.
 - (a) ☐ including changes required by the Notice of Draftsperson's Patent Drawing Review (PTO-948) attached
 - 1) ☐ hereto or 2) ☐ to Paper No./Mail Date _____.
 - (b) ☐ including changes required by the attached Examiner's Amendment / Comment or in the Office action of Paper No./Mail Date _____.
- Identifying indicia such as the application number (see 37 CFR 1.84(c)) should be written on the drawings in the front (not the back) of each sheet. Replacement sheet(s) should be labeled as such in the header according to 37 CFR 1.121(d).
6. ☐ DEPOSIT OF and/or INFORMATION about the deposit of BIOLOGICAL MATERIAL must be submitted. Note the attached Examiner's comment regarding REQUIREMENT FOR THE DEPOSIT OF BIOLOGICAL MATERIAL.

Attachment(s)

1. ☐ Notice of References Cited (PTO-892)
2. ☐ Notice of Draftsperson's Patent Drawing Review (PTO-948)
3. ☒ Information Disclosure Statements (PTO/SB/08),
Paper No./Mail Date 10/8/07
4. ☐ Examiner's Comment Regarding Requirement for Deposit
of Biological Material
5. ☐ Notice of Informal Patent Application
6. ☐ Interview Summary (PTO-413),
Paper No./Mail Date _____.
7. ☐ Examiner's Amendment/Comment
8. ☒ Examiner's Statement of Reasons for Allowance
9. ☐ Other _____.

Sajous Wesner
Primary Examiner
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DETAILED ACTION

This communication is responsive to the amendment and response dated October 08, 2007. Claims 1-25 are presented for examination.

Allowable Subject Matter

1. Claims 1-25, after further reconsideration and search, are deemed to contain allowable subject matters, and are allowed over the prior art.

Reasons for Allowance

2. The following is an examiner's statement of reasons for allowance:

The present invention is directed to a method that enables the delivery of image content to information terminals that varied in display, such as a mobile phone, and permits each of the information terminals to perform optimum display by adapting the image for each of the displays.

Shin et al. (EP 10502598 A2) discloses the provision of a mobile terminal that can obtain an image from a server and change the size of the image so as to use the image as a background image by allowing a user to set the desired display are size. See paragraph 13.

Yamada et al. (US 20030184803) discloses storing image data of different size, format, and resolution as a file, with a name indicating the content of the image is used as a file name, and performing resizing conversion on a selected file image. See paragraphs 85 and 109. However, neither Shin nor Yamada, or the combination therewith teaches

the content considering resizing unit selects a combination of image processing methods for an image based on a content description file containing information relating to materials contained in the image, an object distance contained in the image, and a usage of the image; decides parameters of the selected combination of image processing methods using a target image size of the image and the content description file; and changes a size of an image obtained after image processing by the combination of image processing methods for which the parameters are adjusted into the target image size for display (as recited in claims 1 and 15). In addition, neither Shin or Yamad, nor the combination therewith teaches the methods of claims 16-25 in the manner recited in the claims. For the aforementioned reason, the limitations of claims 1-25 are allowed over the prior art.

Any comments considered necessary by applicant must be submitted no later than the payment of the issue fee and, to avoid processing delays, should preferably accompany the issue fee. Such submissions should be clearly labeled "Comments on Statement of Reasons for Allowance."

Conclusion

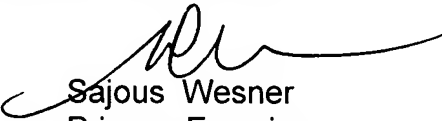
3. The prior art made of record and not relied upon is considered pertinent to applicant's disclosure are as recited in the PTO-892 form.

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Sajous Wesner whose telephone number is 571-272-7791. The examiner can normally be reached on M-F 9:15-6:45.

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If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Michael Razavi can be reached on 571-272-7664. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.


Sajous Wesner
Primary Examiner
Art Unit 2628

WS
11/17/07